

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-150508-001 DT

06/01/2012

COMM. CHRISTINE E. MULLENEAUX

CLERK OF THE COURT  
K. Miller  
Deputy

STATE OF ARIZONA

JOHN NELSON SCHNEIDER

v.

GUSTAVO SESMAS (001)  
DOB: 7/19/1974

ALANA GARMS

APO-SENTENCINGS-CCC  
APPEALS-CCC  
CITS - CCC SPANISH  
DISPOSITION CLERK-CSC  
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:06 a.m.

Courtroom 6c

State's Attorney:	Ryan Powell for John Schneider
Defendant's Attorney:	Andrew Moore for Alana Garms
Defendant:	Present
Interpreter:	Maite Lopez

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-150508-001 DT

06/01/2012

OFFENSE: Count 1 (amended) Unlawful Discharge of Firearm  
Class 6 designated felony  
A.R.S. § 13-3101, 3105, 3107, 901.03, 610, 701, 702, 801  
Date of Offense: 8/27/2011  
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 18 months

To begin 6/1/2012.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 8/1/2012.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on 8/1/2012.

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 18 - Count 1: Be incarcerated in the county jail for 30 day(s), beginning 6/1/2012 with credit for 0 day(s) served.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-150508-001 DT

06/01/2012

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

Count(s) 1: IT IS ORDERED remanding Defendant to the custody of the Maricopa County Sheriff.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

The Court has been informed that defendant was born in Mexico. In addition, the Court has been presented with sufficient evidence that defendant has been identified by federal authorities or a 287(g) officer as a person who is unlawfully present in the United States. Pursuant to A.R.S. § 11-1051(C) and Supreme Court Administrative Order 2010-91, the clerk shall send a copy of this order to the United States Immigrations and Customs Enforcement.

9:10 a.m. Matter concludes.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-150508-001 DT

06/01/2012

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMM. CHRISTINE E. MULLENEAUX  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)